APPENDIX.

JUDICIAL COUNCIL RULES

CRIMINAL APPEALS TO THE SUPERIOR COURT FROM MUNICIPAL COURTS AND INFERIOR COURTS

"RULE 3. *Record on Appeal.* The record on an appeal to a superior court from an inferior court in a criminal case shall consist of the following items, or so many thereof as may exist in the particular case:

1. The complaint;

2. The plea or pleas of the defendant;

3. The verdict, or, if a jury was waived, the entry of such waiver in the minutes or docket and the finding of the court upon the issues;

4. Any written motion for new trial, in arrest of judgment or to dismiss or otherwise terminate the action, or the entry in the minutes or docket of any oral motion to the same effect, and the order of the court thereon;

5. All other minutes of the court relating to the action;

6. The judgment, and the order appealed from, if the appeal is from an order;

7. The notice of appeal;

8. If the appeal is from an order made after judgment, items 2, 3, 4 and 5 may be omitted, and the record

shall include any written motion and any written notices of motion, the denial or granting of which is the order appealed from, or the entry in the minutes or docket of any such oral motion, and all minutes of the court relating to such motion.

The foregoing, or such of them as may be pertinent to the appeal taken, shall be prepared by the clerk of the trial court or by the judge thereof, if there be no clerk;

9. In addition thereto, the statement or transcript on appeal, or both, settled and certified by the trial judge as hereinafter provided for in Rules 4 and 7.

As soon as the statement or transcript on appeal has been settled and certified, the clerk of the trial court or the judge thereof, if there be no clerk, shall forthwith transmit the record on appeal to the clerk of the superior court to which the appeal is taken, together with all exhibits or other documents properly referred to and identified in the statement or transcript."

"SUPPLEMENT A"

Municipal Court, City of Los Angeles
County of Los Angeles, State of California

People of the State of California, Plaintiff, vs. John C. Geiger, Defendant. No. 5132

Apr 14, 1941 $500– Surety Bond filed.

Apr 15, 1941 Complaint filed, sworn to by W. N. Brinkerhoff charging the Defendant with having on Apr 14, 1941 at Los Angeles City, in the County of Los Angeles, State of California, committed a misdemeanor, to-wit: VAGRANCY LEWD

Apr 15, 1941 Cause called. Judge Johnson presiding. Both parties ready. People represented by W. Stevens (D. C. A.). Defendant represented by Donald C. Bodwell.

Defendant in court duly arraigned, informed of the charge against him and of his legal rights.

Defendant gives true name as charged and enters his plea of not guilty of the offense charged.

Defendant with counsel in open court each personally demands jury trial.

Jury trial set for May 12, 1941 at 9:30 A. M. in Div. 7.

Bail fixed in the sum of $500/00. Bail up to stand.

Mar 12, 1941

Cause called. Judge Dawson presiding. Both parties ready. People represented by R. Ringwald (D. C. A.). Defendant represented by Baldo M. Kristovich.

Trial by jury waived by consent of plaintiff, and of defendant personally and his counsel, in open court.

Witness sworn and examined for the People: Wm. C. Haile.

Motion of defendant to dismiss—denied.

No witnesses sworn and examined for the defendant.

Exhibits filed: People's "A"—2 Pieces Yellow Paper.

Both sides rest.

Defendant adjudged guilty of the offense charged.

Defendant makes oral application for probation.

Continued to May 19, 1941 at 2 P. M. for hearing on probation and sentence in Div. 7.

Defendant committee. BAIL ORDERED EXONERATED.

May 19, 1941 — Cause called. Judge Dawson presiding. Both parties ready. People represented by R. Ringwald (D. C. A.). Defendant in court and represented by Morris Levine.

Affidavit filed.

Written motion for a new trial filed.

Defendant objects to Court sentencing defendant, because Court lacks jurisdiction.

Motion of defendant for a new trial denied.

Probation report filed. Probation denied.

Defendant in court and having been duly arraigned for judgment, and there being no legal cause why sentence should not be pronounced. Whereupon it is ordered and adjudged by the Court this May 19, 1941 that for said offense of VAGRANCY—LEWD the said JOHN C. GEIGER be imprisoned in the City Jail of Los Angeles City for the term of 6 months and the said defendant be discharged at the expiration of said term.

Defendant committed.

May 19, 1941 — Written Notice of Appeal filed.
Bail on Appeal set at $500.

May 19, 1941 — $500-Surety Bond on Appeal filed.

May 24, 1941 — Appellant's proposed Statement on Appeal filed.

May 26, 1941	Affidavit of Service by mail filed.
May 28, 1941	Respondent's proposed amendments to Appeallant's proposed Statement on Appeal and affidavit of service by mail filed.
May 28, 1941	Settlement of Statement on Appeal set for Jun. 5, 1941 at 2 P. M. in Div. 7.
Jun. 5, 1941	Respondent's proposed amendments to Appellant's proposed Statement on Appeal allowed.
	Respondent to prepare engrossed Statement on Appeal.
Jun. 10, 1941	Engrossed Statement on Appeal settled, allowed, certified and filed.

I hereby certify that the above and foregoing is a full, true and correct copy and transcript of the docket in the within named cause.

June 11, 1941

(Seal) URBAN F. EMME,

Clerk of Municipal Court, City of Los Angeles County of Los Angeles, State of California

By Katherine Christensen,
Deputy.

(Endorsed) No. 5132, Div 30 In the Municipal Court, City of Los Angeles County of Los Angeles, State of California The People of the State of California Plaintiff vs. John C. Geiger Defendant. Transcript of Docket Cr A 1806 Filed Jun 11, 1941 L. E. Lampton, County Clerk, By E. L. Pierce, Deputy.

State of California, County of Los Angeles—ss.

No. Cr. A. 1806

I, L. E. Lampton, County Clerk and ex-officio Clerk of the Superior Court within and for the county and state aforesaid, do hereby certify the foregoing to be a correct copy of the certified copy of the Transcript of Docket on file and/or of record in my office, and that I have carefully compared the same with the original.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Superior Court this 28 day of October, 1941.

(Seal)

L. E. LAMPTON,
County Clerk,
By J. B. Williams,
Deputy.